IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 6399 of 1997

For Approval and Signature:

HONOURABLE MR.JUSTICE M.R. SHAH

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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PANTHAWADA YUVAK SANGH & 1 - Petitioner(s)
Versus
DISTRICT EDUCATION OFFICER & 4 - Respondent(s)

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Appearance :
MR KB PUJARA for Petitioner(s) : 1 - 2.
Mrs. Kiran Pande, Asst.GOVERNMENT PLEADER for Respondent(s) : 1,4 - 5.
MRS VASAVDATTA BHATT for Respondent(s) : 2,
NOTICE SERVED for Respondent(s) : 3,

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CORAM : HONOURABLE MR.JUSTICE M.R. SHAH
Date : 20/12/2006

ORAL JUDGMENT

By way of this petition under Article 226 of the Constitution of India, the petitioners have challenged the order passed by the District Education Officer, dated 22.6.1996/22.7.1996.

Today, when the matter is called out, Shri KB Pujara, learned advocate appearing on behalf of the petitioners has submitted that during pendency of the present Special Civil Application the respondent had approached the Gujarat Secondary Education Tribunal at Ahmedabad by way of Application No. 331 of 1996 and Application No. 348 of 1996 and on the statement being made by respondent No.1 before the Tribunal that he did not press his claim with regard to recalling to the parent School the aforesaid applications came to be withdrawn/disposed of. He has further submitted that even the respondent No.1 has also retired voluntarily. In view of the above, he has submitted that the present Special Civil Application has become infructuous. This petition is dismissed as having become infructuous due to subsequent development. Rule is discharged. No costs.

rmr. [M.R. Shah, J.]